

AN ORDINANCE

99784

AUTHORIZING THE EXECUTION OF FIFTEEN (15) PROFESSIONAL ARTIST CONTRACTS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$163,592.00 FOR PERFORMANCES RELATED TO THE CARVER COMMUNITY CULTURAL CENTER'S 2004-2005 SEASON OF EVENTS; AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICES AGREEMENTS FOR RELATED TECHNICAL SERVICES, AND THEATRE RENTAL AGREEMENTS; AUTHORIZING THE NEGOTIATION AND EXECUTION OF AGREEMENTS WITH COMPARABLE CONTRACTORS IN THE EVENT OF NON-PERFORMANCE OF SERVICES BY AN INTENDED CONTRACTOR; AUTHORIZING THE EXECUTION OF LETTERS OF INTENT TO RESERVE, SUBJECT TO CITY COUNCIL APPROVAL, PERFORMANCES FOR THE 2005-2006 SEASON; AUTHORIZING THE TRANSFER OF REVENUE FUNDS FROM THE COMMUNITY AND VISITOR FACILITY FUND AND THE CARVER COMMUNITY CULTURAL CENTER TRUST FUND, TO THE CARVER ORGANIZATIONAL SUPPORT PROJECT, IN THE AGGREGATE AMOUNT OF \$203,525.00; RATIFYING THE USE OF THE TICKET PRICE SCHEDULE FOR THE 2004-2005 CARVER SEASON OF EVENTS AND APPROVING THE CONTINUED USE OF SAID SCHEDULE; ADOPTING A BUDGET AND AUTHORIZING A PERSONNEL COMPLEMENT.

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WHEREAS, the Carver Community Cultural Center sponsors an annual season of visual and performing arts events; and

WHEREAS, the Executive Director of the Carver Community Cultural Center has recommended program performances and artists for the season based on facility requirements, and the Carver Center's program philosophy and history; and

WHEREAS, in order to ensure program performance, the City of San Antonio must contract in advance for said services with various artists, consultants and performers due to the industry code of ethics on touring and booking artists; and

WHEREAS, the City also needs to execute letters of intent to reserve, subject to City Council approval, performances through calendar year 2006; and

WHEREAS, it is now necessary to authorize various activities related to the operation of the Carver season of events; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager, or her designee, is authorized to execute fifteen professional artist contracts with the below described artists or artist management entities in an amount not to exceed the respective amounts indicated below for performances related to the Carver Community Cultural Center 2004-2005 season of events. A copy of the contract to be used for the artists and artist management entities, in substantially final form, is attached hereto and incorporated herein for all purposes as Attachment I. Revisions to these contracts may be made with the prior approval of the City Attorney.

FUND	ENTITY NAME	EVENT DATE	CONTRACT AMOUNT
11	International Music Network <i>for Jason Moran</i>	10/23/04	\$ 3,000.00
11	Jason Moran	10/23/04	\$ 3,000.00
11	Gail Boyd Artist Management <i>for Jeri Brown</i>	10/23/04	\$ 6,000.00
11	Joanne Rile Artists Management, Inc. <i>for Koresh Dance Company</i>	11/13/04	\$18,000.00
62	JazzReach, Inc.	10/23/04	\$ 3,792.00
11	JazzReach, Inc.	10/23/04	\$ 4,500.00
11	JazzReach, Inc.	11/19/04	\$10,500.00
11	William Morris Agency <i>for Aaron Neville</i>	11/4/04	\$14,250.00
11	Tell-It Productions f/s/o Aaron Neville	12/4/04	\$14,250.00
11	Tell-It Productions f/s/o Aaron Neville <i>(sold 2,300 tickets)</i>	12/4/04	\$ 2,500.00
11	Tell-It Productions f/s/o Aaron Neville <i>(sold 2,500 tickets)</i>	12/4/04	\$ 2,500.00
11	Joe McDermott	11/1/04	\$ 1,350.00
62	Joe McDermott	01/28/05	\$ 1,350.00
11	Concerted Efforts, Inc. <i>for Shout, Sister, Shout</i>	10/23/04	\$ 8,250.00
11	Concerted Efforts, Inc. <i>for Shout, Sister, Shout</i>	2/12/05	\$ 8,250.00
11	Rennie Harris Puremovement	12/26/04	\$ 10,000.00
11	H-Art Management <i>for Rennie Harris</i>	02/25/05	\$ 2,000.00
62	Rennie Harris Puremovement	02/25/05	\$ 8,000.00
11	ICM Artists, LTD <i>for Ethel</i>	4/29/05	\$ 12,000.00
11	Urban Bush Women	02/01/05	\$ 10,650.00
11	Urban Bush Women	05/06/05	\$ 10,000.00
	Carver Season Main Stage	Subtotal	\$154,142.00
11	Janis De Lara <i>for Viva Tango Orchestra</i>	11/05/04	\$ 2,150.00
11	Jennifer O'Connor <i>for E Muzeki</i>	12/10/04	\$ 600.00
11	Aaron Prado <i>for Fathers and Sons</i>	11/01/04	\$ 900.00
62	Aaron Prado <i>for Fathers and Sons</i>	04/15/05	\$ 450.00
11	Aaron Prado <i>for Fathers and Sons</i>	04/15/05	\$ 450.00
11	Amy Beth Sauers <i>for Avanti Strings</i>	11/01/04	\$ 1,200.00
11	Amy Beth Sauers <i>for Avanti Strings</i>	04/22/04	\$ 1,200.00
11	Ruby Nelda Perez	11/01/04	\$ 1,250.00
11	Ruby Nelda Perez	5/13/05	\$ 1,250.00
	Little Carver Intimate Series	Subtotal	\$ 9,450.00
		Contract Total	\$163,592.00
	Contracts Total - 11/38-13-04		\$150,000.00
	Contracts Total - 62-014007 (Carver Trust)		\$ 13,592.00
	TOTAL		\$163,592.00

SECTION 2. The City Manager, or her designee, or the Director of the Department of Community Initiatives, is authorized to negotiate and execute related technical production services, graphic designer, box office, security, website, equipment rental and theater license agreements at the Laurie Auditorium, as may be needed to produce artist performances listed in the 2004-2005 season.

SECTION 3. The City Manager, or her designee, or the Director of the Department of Community Initiatives, is authorized to negotiate and execute contracts with comparable artists or substitute contractors within the parameter of costs set forth in this ordinance and in accordance with the various grant requirements for the projects set out in section 1 of this ordinance, if the services received cannot be accomplished by any of the artists or contractors set forth in this ordinance.

SECTION 4. The Director of the Department of Community Initiatives, or his designee, is authorized to execute Letters of Intent that will tentatively hold reservation performance dates through calendar year 2006 in advance for services with various artists, consultants and performers in order to ensure its programming mission to sponsor an annual season of visual and performing arts events, with confirmation of each such engagement subject to City Council approval. A copy of such letter is attached hereto and incorporated herein for all purposes as Attachment II. Any and all subsequent contracts will be presented to City Council for approval.

SECTION 5. Transfers to the Organizational Support Project are authorized to be made from the following revenue fund accounts:

	<u>From Index Code</u>	<u>To SAP Fund Code</u>	<u>Amount</u>
Community and Visitor Facility Fund			
29-005000	911594	104901	\$154,250.00
Carver Comm. Center Trust Fund 62-014007	911602	104919	49,275.00
Total			<u>\$203,525.00</u>

SECTION 6. Staffs use of the ticket price schedule for the Carver Season of Events, which is attached hereto and incorporated herein as Attachment III, is hereby ratified. The continued use of said ticket price schedule for the Carver Season of Events is approved.

SECTION 7. The budget attached hereto and incorporated herein for all purposes as Attachment IV is adopted. Fund No. 26-012273 entitled "Organizational Support Project 2004/2005" is designated for use in accounting for the above grant. Revenue funds shall be appropriated in said fund as set out in said budget.

SECTION 8. The personnel complement, attached hereto and incorporated herein for all purposes, as Attachment V, is authorized and approved for use in connection with the Organizational Support Project.

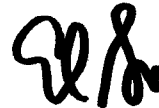
SECTION 9. Funds in the amount of \$150,000.00 will be encumbered in Fund 11-000000 (General Fund), Activity Number 38-13-04, SAP Index Code 339580 entitled "Fees to Professional Contractors" and made payable to the contractors listed in Section 1 of this ordinance, in accordance with the Carver Community Cultural Center's 2004-2005 budget and the contract amounts are authorized in the Expenditure Account Index Numbers set out therein.

SECTION 10. Funds in the amount of \$13,592.00 will be encumbered in Fund 62-014007 (Carver Community Cultural Center Trust), Index Code 302448 entitled Fees To Professional Contractors" and made payable to the contractors listed in Section 1 of this ordinance, in accordance with the Carver Community Cultural Center Trust Fund.

SECTION 11. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Index Codes as necessary to carry out the purpose of this Ordinance.

SECTION 12. This ordinance shall become effective on and after October 3, 2004.

PASSED AND APPROVED this 23rd day of September, 2004.



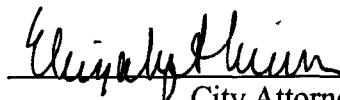
M A Y O R

EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:



City Attorney